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17 Attorneys for Defendants  
18 STRYKER CORPORATION and  
19 STRYKER SALES CORPORATION

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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

14 Ryan Q. Claridge,

15 Plaintiff,

16 vs.

17 I-FLOW CORPORATION, a Delaware  
18 corporation; I-FLOW, LLC, a Delaware limited  
19 liability company; DJO LLC (f.k.a. DJ  
20 ORTHOPEDICS, LLC), a Delaware limited  
21 liability company; DJO, INCORPORATED, aka  
22 DJO, INC., a Delaware corporation; STRYKER  
CORPORATION, a Michigan corporation; and  
STRYKER SALES CORPORATION, a  
Michigan corporation,

Defendants.

Case No.: 2:18-cv-01654

**DECLARATION OF CHRISTOPHER  
P. NORTON IN SUPPORT OF  
DEFENDANTS' REPLY TO  
PLAINTIFF'S OPPOSITION TO  
DEFENDANTS' JOINT MOTION TO  
AMEND THE SCHEDULING ORDER  
[DKT. NO. 60]**

Complaint Filed: \_August 30, 2018

1 I, Christopher P. Norton, declare as follows:

2 1. I am an attorney with the law firm of Mintz Levin Cohn Ferris Glovsky and Popeo,  
3 P.C., attorneys of record for Defendants Stryker Corporation and Stryker Sales Corporation  
4 (collectively, “Striker”), and I am admitted *pro hac vice* in this action. I submit this declaration  
5 in support of Defendants’ Reply to Plaintiff’s Opposition to Defendants’ Joint Motion to Amend  
6 the Scheduling Order [Dkt. No. 60] (the “Motion”). I have personal knowledge of the matters  
7 stated herein, and if called as a witness in this proceeding, could and would competently testify  
8 thereto.

9 2. I have been involved as Stryker’s National Counsel in hundreds of pain pump cases  
10 over the past 12 years. Each of these cases has presented complex scientific and medical issues,  
11 and required the involvement of over a dozen experts on various issues. However, I have never  
12 seen a case as complicated as the present one, as Plaintiff’s alleged damages, and the issues it  
13 raises require Defendants to investigate Plaintiff’s entire adult life. To evaluate Plaintiff’s claim  
14 that Defendants’ pain pumps—and nothing else—caused his damages, Defendants will have to  
15 interview and depose more fact witnesses, physicians, medical providers, and insurance carriers  
16 than in any prior pain pump case.

17 3. Pursuant to FRCP 26(f) and LR 26-1, counsel for the parties met and conferred on  
18 February 5, 12, and 15, 2019. These meetings were attended by Mark Crane, Lee Hurwitz, and  
19 Tom Friedman, counsel for Defendant I-Flow, LLC; Corey Eschweiler and Colin P. King, counsel  
20 for Plaintiff; and Morgan T. Petrelli and myself, counsel for Stryker. During these meet and confer  
21 efforts, Defendants explained the need for extensive discovery, and made clear their expectation  
22 that the discovery in this complex case would require more than a year.

23 4. To avoid duplication of efforts, minimize the burden of discovery, and expedite the  
24 depositions of nonparty witnesses, Defendants have responsibly sought to first develop the record  
25 through written discovery from Plaintiff. Defendants served Interrogatories and Document  
26 Requests on Plaintiff on March 26 and May 9, 2019.

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1       5. To date, Plaintiff has provided eight supplemental disclosures containing  
2 information, documents, and witnesses crucial to Defendants' case. These disclosures, however,  
3 have omitted many key documents responsive to Defendants' Document Requests.

4       6. For example, although Request No. 25 in Stryker's March 26, 2019, Document  
5 Requests sought all prior workers' compensation claims filed by Plaintiff, Plaintiff never produced  
6 any such files. Attached hereto as **Exhibit A** is a true and correct copy of Stryker's Document  
7 Requests, which were served on Plaintiff on March 26, 2019.

8       7. Since Plaintiff never produced any of his prior workers' compensation case files,  
9 Defendants were forced to investigate and request these files from the California Workers'  
10 Compensation Appeals Board and Massachusetts Department of Industrial Accidents. Defendants  
11 had to wait approximately three months for WCAB to release Plaintiff's records.

12       8. Plaintiff's California Workers' Compensation File contains hundreds of pages of  
13 documents responsive to Defendants' Document Requests, including Plaintiff's medical records,  
14 physician reports, and reports by the New England Patriots regarding Plaintiff's abilities as a  
15 professional football player and the reasons for his release from the team. Defendants are in the  
16 process of investigating the new information, witnesses, and documents in Plaintiff's California  
17 Workers' Compensation File, and will subpoena all new doctors, insurance carriers, and witnesses  
18 identified therein. Defendants have identified at least 30 additional entities and individuals from  
19 this File alone and are in the process of issuing subpoenas to:

- 20       a. Lawrence M. Richman, MD
- 21       b. Berkley Specialty – Insurance
- 22       c. Michael Donovan
- 23       d. Berkley Specialty Underwriting Managers LLC
- 24       e. Floyd Skeren Orange
- 25       f. Pearlman Borska Encino
- 26       g. Seyfarth Shaw Los Angeles
- 27       h. Leviton Diaz Santa Ana

- i. David L. Wood, MD
- j. Athletes First
- k. Clarian Health
- l. Jack Smowton, MD
- m. Physiotherapy Associates – Las Vegas, NV
- n. Robert E. Buch
- o. Peak Performance Therapy and Fitness Center
- p. Dr. Tarno
- q. Robert Donatelli, Ph.D., PT
- r. Players, Inc.
- s. Spring Valley Hospital
- t. Fitness 19 – Gym
- u. S. Meyer, MD
- v. B. White, MD
- w. Lonnie Davis, MD
- x. S. Sweriduk, MD
- y. R. Pretto, MD
- z. J. Pezzullo, III, MD
- aa. Todd Arnold, MD
- bb. Dr. Gill
- cc. Quest Diagnostics, Inc.
- dd. ARS Legal Whittier
- ee. Master Sleep, Inc.

9. Defendants began subpoenaing records on December 11, 2018, and have successfully obtained over 2,101 pages of records from 27 different third parties. Defendants have also diligently reviewed Plaintiff's rolling disclosures as they came in, and have issued subpoenas and noticed new depositions on a regular basis as the record developed. Before the hearing on

1 this Motion takes place, Defendants expect to issue more than 30 additional subpoenas (in addition  
2 to those noted above) to newly discovered entities and individuals Defendants believe have highly  
3 relevant information directly related to the claims in this action.

4 10. Defendants have so far deposed seven witnesses in four states. These depositions  
5 included those of Plaintiff, Scott Parkhurst, and Ryan Wolfe in Nevada; Mike Wahle and Chris  
6 Caminiti in California; Jason Young in Utah; and Steve Johns in Maryland.

7 11. Upcoming depositions also include: those of Dr. Randall Yee, Dr. Ronald Koe, Dr.  
8 Jim Gardiner, Dr. Michael Metcalf, John Robinson, and the Person(s) Most Knowledgeable of the  
9 New England Patriots.

10 12. Plaintiff noticed a trial deposition of John Robinson on June 6, 2019. Due to the  
11 early stage of discovery, Defendants were not in a position to effectively question Mr. Robinson  
12 or conduct a trial examination of Robinson or any other trial witness at that time. Plaintiff's  
13 counsel was amenable to Defendants' proposal to depose Mr. Robinson when the record was  
14 further developed. Additionally, Mr. Robinson offered expert testimony during that  
15 deposition. Thus, Defendants reserved the right to question Mr. Robinson once they obtained  
16 more information about Plaintiff's claims, including additional medical records and testimony  
17 from fact witnesses in the case.

18 13. In response to Defendants' discovery requests, some third parties have indicated  
19 they will need time to search their archives due to the fact that Plaintiff's injuries occurred over  
20 13 years ago. Other third parties have reluctantly complied, producing documents after months  
21 of ongoing meet and confer efforts with Defendants. For example, Defendants subpoenaed the  
22 New England Patriots in December 2018. After several follow up attempts, Defendants were able  
23 to reach general counsel for the Kraft Group, the company under which the New England Patriots  
24 operate, and after further efforts, Defendants received an incomplete production from the Patriots  
25 on August 9, 2019.

1           14. Adam Seward and Eric Mangini—both key witnesses who could directly attest to  
 2 Plaintiff's abilities as a football player, as well as any injuries he may have suffered during his  
 3 career—have avoided Defendants' attempts to contact them.

4           15. According to the professional teams that employ them, other NFL witnesses have  
 5 been unavailable during the off-season, with many traveling on vacation. Due to the notoriety of  
 6 many of these NFL witnesses, and the fact that their contact information is not publicly available,  
 7 Defendants have had to work with the NFL teams that employ them to obtain their contact  
 8 information. This is an ongoing process which Defendants are diligently pursuing.

9           16. The Parties have diligently worked to set deposition dates that would work for  
 10 everyone who needed to be involved. However, between travel plans, other obligations, the sheer  
 11 number of people that needed to attend each deposition, and the fact that counsel for the Parties  
 12 practice in four different cities across the country, the Parties were unable to schedule all  
 13 depositions as early as they originally wished. For example, Defendants attempted to depose  
 14 Plaintiff in June and July of 2019, and even agreed to travel to Michigan to depose Plaintiff while  
 15 he was on vacation, but Plaintiff's counsel was unavailable on the Defendants' available dates.  
 16 The same occurred with the depositions of Drs. Yee and Koe, Plaintiff's surgeons. Defendants  
 17 proposed several dates in June, July, and August, but either Plaintiff's counsel or the doctors were  
 18 not available.

19           17. Since Plaintiff filed his opposition, the Parties have met and conferred, and  
 20 Defendants have clarified they have no "secret witnesses." Defendants have explained that during  
 21 their ongoing fact investigation, they have identified possible individuals who they believe could  
 22 have useful information, but that for a number of reasons, Defendants have been unable to contact  
 23 those individuals. Plaintiff has indicated he would not file the motion he threatened in his  
 24 opposition.

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1 I declare under penalty of perjury under the laws of the United States of America that the  
2 foregoing is true and correct. Executed on August 16, 2019 at Los Angeles, California.

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Christopher Norton

# EXHIBIT A

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18 STRYKER CORPORATION and  
19 STRYKER SALES CORPORATION

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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

10 Ryan Q. Claridge,

11 Plaintiff,

12 vs.

13 I-FLOW CORPORATION, a Delaware  
14 corporation; I-FLOW, LLC, a Delaware limited  
15 liability company; DJO LLC (f.k.a. DJ  
16 ORTHOPEDICS, LLC), a Delaware limited  
17 liability company; DJO, INCORPORATED, aka  
18 DJO, INC., a Delaware corporation; STRYKER  
19 CORPORATION, a Michigan corporation; and  
20 STRYKER SALES CORPORATION, a  
21 Michigan corporation,

22 Defendants.

10 Case No.: 2:18-cv-01654

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**FIRST SET OF REQUEST FOR  
PRODUCTION OF DOCUMENTS BY  
DEFENDANTS STRYKER  
CORPORATION AND STRYKER  
SALES CORPORATION TO  
PLAINTIFF RYAN CLARIDGE**

10 Complaint Filed: \_August 30, 2018

1 Defendants Stryker Corporation and Stryker Sales Corporation (collectively “Stryker”)  
 2 request that Plaintiff Ryan Claridge, pursuant to Rule 34 of the Federal Rules of Civil Procedure  
 3 and within 30 days of service thereof, produce for inspection and copying the following documents,  
 4 materials, and things.

5 **DEFINITIONS**

6 1. These requests call for all documents and things, as defined herein, that are known  
 7 or are available to you, including all documents and things in the possession of, or under the control  
 8 of, your agents, your attorneys, or any investigators or other persons acting under your or your  
 9 attorneys’ authorization, employment, direction, or control.

10 2. The terms “you” or “your” shall mean and refer to Plaintiff Ryan Claridge, his agents,  
 11 or attorneys.

12 3. The term “document” is defined to be synonymous in meaning and equal in scope to  
 13 the terms “writings and recordings,” as set forth in Rule 1001 of the Federal Rules of Evidence. A  
 14 draft or non-identical copy is a separate document within the meaning of this term. This definition  
 15 also includes electronically stored information as defined by the Federal Rules of Civil Procedure.

16 4. The term “health care provider” shall mean and refer to any hospital, clinic, medical  
 17 facility, urgent care facility, medical doctor, surgeon, chiropractor, osteopath, psychologist,  
 18 psychiatrist, therapist, counselor, nurse, pharmacist, pharmacist, pharmacy, physical therapist, or any  
 19 other individual trained in the healing arts and science, including any team physicians, training staff,  
 20 and/or medical personnel of the UNLV football team and the New England Patriots.

21 5. The terms “health insurance,” “insurance,” or “insurance carrier” shall mean and refer  
 22 to any and all life, accident, disability, injury, or any other type of insurance or medical insurance,  
 23 including any insurance relating to your football or athletic career.

24 6. The terms “identify” or “identification,” when referring to a person, shall require you to  
 25 provide that person’s full name, present or last known address and telephone number, and, when  
 26 referring to natural person, the present or last known place of employment. The terms “identify” or  
 27 “identification,” when referring to a document, shall require you to provide: (1) the type, name, and  
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1 title of document; (2) its general subject matter, (3) its date; and (4) its author(s), addressee(s) and  
2 recipients(s).

3 7. The term "person" shall mean and refer to any natural person, business, corporation,  
4 partnership, legal or governmental entity, or association.

5 8. The term "government-sponsored benefits" shall mean and refer to any welfare,  
6 workers' compensation, social security, health, disability, or any other governmental benefits.

7 9. The term "pain pump" shall mean and refer to any post-operative continuous infusion  
8 device used for the infusion of local anesthetics and/or medications, including the medical device  
9 allegedly prescribed to you by your physician.

10 10. The term "shared networking websites" shall mean and refer to internet and social  
11 networking websites sites such as (including but not limited to) Facebook, Instagram, Twitter,  
12 linkedin.com, hotmail.com, gmail.com, mac.com, yahoo.com, aol.com, msn.com, and any other  
13 similar websites where personal content is stored/maintained by a third party, yet not publicly available  
14 via the internet.

## 15 **REQUESTS FOR PRODUCTION**

### 16 **REQUEST NO. 1:**

17 All documents that relate or pertain to the prescription, purchase and/or use of the pain  
18 pump(s) prescribed to you at any time, including but not limited to all related containers, packaging,  
19 package inserts and medical records.

### 20 **RESPONSE:**

### 21 **REQUEST NO. 2:**

22 All documents that relate or pertain to your use of any prescription or over-the-counter drugs  
23 or medications, including but not limited to all related containers, packaging, package inserts,  
24 medical records, pharmacy records and receipts.

### 25 **RESPONSE:**

1 **REQUEST NO. 3:**

2 All documents that reflect a diagnosis of “chondrolysis” in your shoulder, as alleged in your  
3 Complaint.

4 **RESPONSE:**

5 **REQUEST NO. 4:**

6 All documents that relate or pertain to any policy of insurance through which you were or  
7 might be insured in any manner for any of the injuries you allege in your Complaint.

8 **RESPONSE:**

9 **REQUEST NO. 5:**

10 All documents relating to any insurance policies in effect at any time that insured or covered  
11 possible injuries playing football or any sport (or athletic activity).

12 **RESPONSE:**

13 **REQUEST NO. 6:**

14 All documents relating to any applications or other paperwork that pertains to any insurance  
15 that you applied for at any time, including all correspondence and any other communications or  
16 documents that reflect any discussion concerning insurance that you applied for, considered, or  
17 obtained.

18 **RESPONSE:**

19 **REQUEST NO. 7:**

20 All documents that relate or pertain to any health insurance payments, temporary disability  
21 payments, unemployment payments or benefits, or any other payments or benefits made to you as  
22 a result of any of the injuries you allege in your Complaint or any other events discussed in your  
23 Complaint.

24 **RESPONSE:**

25 **REQUEST NO. 8:**

26 All documents concerning any loss of earnings, past and present, and loss of earning capacity  
27 which you claim to have incurred or will incur as a result of the events alleged in your Complaint.

1                   **RESPONSE:**

2                   **REQUEST NO. 9:**

3                   All documents concerning all injuries or conditions which you claim to have suffered as a  
4 result of the events set forth in your Complaint, including, all documents which reflect each injury  
5 or condition, any diagnosis received from a health care provider, the date of that diagnosis, the  
6 parts of your body affected, and the length of time that each lasted or is expected to last.

7                   **RESPONSE:**

8                   **REQUEST NO. 10:**

9                   All documents, communications, or correspondence that relate to or discuss any of the events  
10 alleged in your Complaint and/or any other injuries sustained at any time.

11                   **RESPONSE:**

12                   **REQUEST NO. 11:**

13                   All documents that reflect all damages (including all special, economic, noneconomic, and  
14 other damages, including any future medical expenses) sought by you in this action, including all  
15 documents which reflect the means by which each amount was computed.

16                   **RESPONSE:**

17                   **REQUEST NO. 12:**

18                   All documents including all medical records, x-rays, MRIs, MR Arthrograms, CT Scans and  
19 other radiographic and/or imaging films that reflect any injury or treatment you have ever received  
20 for your shoulders.

21                   **RESPONSE:**

22                   **REQUEST NO. 13:**

23                   All documents that reflect or relate to any orthopedic injuries that you sustained at any time,  
24 including all medical records, films, x-rays and MRIs.

25                   **RESPONSE:**

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1 **REQUEST NO. 14:**

2 All documents that reflect or constitute any communication you have ever had with anyone  
3 at Stryker Corporation, Stryker Sales Corporation, or I-Flow Corporation concerning pain pumps  
4 and/or anyone outside of Stryker Corporation, Stryker Sales Corporation, I-Flow Corporation  
5 concerning pain pumps.

6 **RESPONSE:**

7 **REQUEST NO. 15:**

8 All documents that reflect any communications, including all electronically stored  
9 information, with (including but not limited to) family, friends, teammates, doctors, health care  
10 providers, coaches, or any other persons (except your attorneys) that discuss or relate to any of the  
11 events, allegations, damages, or injuries described in your Complaint, including any documents or  
12 communications that discuss your alleged inability to play in the NFL.

13 **RESPONSE:**

14 **REQUEST NO. 16:**

15 All documents, including all medical records, x-rays, MRIs, MR Arthrograms, CT Scans and  
16 other radiographic and/or imaging films that reflect any treatment you have received from any  
17 health care provider for the last twenty (20) years.

18 **RESPONSE:**

19 **REQUEST NO. 17:**

20 All documents that reflect any psychiatric, psychological or other mental health treatment  
21 you have received from any health care provider for the last twenty (20) years.

22 **RESPONSE:**

23 **REQUEST NO. 18:**

24 All documents including but not limited to personal notes, reports, diaries, blogs, emails, and  
25 content from all shared networking websites or social media accounts or platforms that you  
26 prepared, posted, or commented on concerning any of the events alleged in your Complaint,

1 including (but not limited to) any of the injuries and damages discussed in your Complaint, as well  
2 as any posts or comments concerning your football career.

3 **RESPONSE:**

4 **REQUEST NO. 19:**

5 All documents, including but not limited to personal notes, reports, diaries, blogs, emails,  
6 and content from all shared networking websites, for the last twenty (20) years, that describe your  
7 mental health and well-being, including feelings of anxiety, stress, sadness, and/or depression and  
8 also feelings of joy, happiness, and contentment.

9 **RESPONSE:**

10 **REQUEST NO. 20:**

11 All documents including but not limited to personal notes, reports, diaries, blogs, emails, and  
12 content from all shared networking websites, for the last twenty (20) years that describe or discuss  
13 your athletic accomplishments, your workout routine or schedule, and football career, as well as  
14 your claimed inability to continue playing football.

15 **RESPONSE:**

16 **REQUEST NO. 21:**

17 All documents concerning your employment (including your football career) during the last  
18 twenty (20) years, including but not limited to salary records, personnel records, disciplinary and  
19 evaluation records, performance records and military records, if any.

20 **RESPONSE:**

21 **REQUEST NO. 22:**

22 All documents that reflect or constitute federal and state income tax returns filed in your  
23 name for the last twenty (20) years, including but not limited to all income tax returns filed on  
24 behalf of any business in which you owned or controlled more than a 10% interest.

25 **RESPONSE:**

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27 *///*

1           **REQUEST NO. 23:**

2           All documents that reflect or constitute any research you conducted regarding pain pumps or  
3           any of the facts, events, or claims alleged in your Complaint.

4           **RESPONSE:**

5           **REQUEST NO. 24:**

6           All documents, including photographs, videotapes or diagrams, that reflect any injuries or  
7           damages alleged in your Complaint.

8           **RESPONSE:**

9           **REQUEST NO. 25:**

10           All documents concerning each lawsuit, action, legal proceeding, written claim or demand  
11           for compensation (including but not limited to workers' compensation or social security claims or  
12           administrative proceedings), you have made in the last twenty (20) years.

13           **RESPONSE:**

14           **REQUEST NO. 26:**

15           All documents that refer to any government-sponsored benefits you received, including any  
16           claims for government-sponsored benefits that you have been denied, during the last twenty (20)  
17           years.

18           **RESPONSE:**

19           **REQUEST NO. 27:**

20           All documents that reflect every school that you have attended, the dates of your attendance  
21           for each, any diplomas/degrees received, and the dates on which such diplomas/degrees were  
22           received.

23           **RESPONSE:**

24           **REQUEST NO. 28:**

25           All documents that reflect any scholarships you received from any academic institution to  
26           play football or any other sport.

27           **RESPONSE:**

1 **REQUEST NO. 29:**

2 All documents that reflect or relate to your college and professional football career including  
3 but not limited to all contracts, awards, and any other recognition you received at any time.

4 **RESPONSE:**

5 **REQUEST NO. 30:**

6 All documents and contracts (including drafts) relating to any agents you retained.

7 **RESPONSE:**

8 **REQUEST NO. 31:**

9 All contracts (including drafts) that you had with the New England Patriots or any other NFL  
10 team.

11 **RESPONSE:**

12 **REQUEST NO. 32:**

13 All communications with agents concerning your football career including any agents or  
14 other representatives that you considered retaining at any time.

15 **RESPONSE:**

16 **REQUEST NO. 33:**

17 All communications, documents, and related correspondence that you had or that were had  
18 on your behalf concerning the evaluation of your performance at the NFL combine, in college, or  
19 at the New England Patriots training camp.

20 **RESPONSE:**

21 **REQUEST NO. 34:**

22 All communications, documents, and related correspondence that you had or that were had  
23 on your behalf concerning your ability to play football. This request includes but is not limited to  
24 all documents and communications with scouts, agents, NFL teams, the NFL, the NFL Players'  
25 Association, and any other organization concerning your football career.

26 **RESPONSE:**

27 *///*

1 **REQUEST NO. 35:**

2 All documents related to any talent evaluations or other evaluations that you received or that  
3 were made concerning your football performance at any time.

4 **RESPONSE:**

5 **REQUEST NO. 36:**

6 All documents from any source concerning your NFL draft projections between 2000-2006,  
7 including any communications you had or that were had on your behalf by anyone concerning your  
8 draft projection and related talent evaluations.

9 **RESPONSE:**

10 **REQUEST NO. 37:**

11 All communications you had or that were had on your behalf with any NFL draft evaluators.

12 **RESPONSE:**

13 **REQUEST NO. 38:**

14 All articles, news stories, or related publications that are in any way related to your football  
15 career after the age of 18.

16 **RESPONSE:**

17 **REQUEST NO. 39:**

18 All communications you had with any Universities or professional football teams (NFL or  
19 otherwise) concerning your football career, injuries, and ability (or inability) to perform.

20 **RESPONSE:**

21 **REQUEST NO. 40:**

22 All practice and game film of you playing high school, college or professional football  
23 (including video tapes, digital video, or any other form of depiction).

24 **RESPONSE:**

25 **REQUEST NO. 41:**

26 All documents that identify any of your teammates or coaches at UNLV during your  
27 enrollment at UNLV.

1                   **RESPONSE:**

2                   **REQUEST NO. 42:**

3                   All documents that identify any of your teammates, coaches, or executives with the New  
4                   England Patriots while you were with the team, including the identity of anyone who played a role  
5                   in the draft process and the evaluation of your ability to play in the NFL.

6                   **RESPONSE:**

7                   **REQUEST NO. 43:**

8                   All documents reflecting any communications with the New England Patriots or anyone  
9                   communicating on behalf of the New England Patriots or the NFL.

10                   **RESPONSE:**

11                   **REQUEST NO. 44:**

12                   All communications and documents between you and your agent.

13                   **RESPONSE:**

14                   **REQUEST NO. 45:**

15                   All documents regarding your involvement in sports or recreational activities for the last  
16                   twenty-five (25) years, and in addition, any and all documents reflecting your inability or decision  
17                   not to participate in such sports or recreational activities due, in whole or in part, to the injuries  
18                   claimed and alleged in your Complaint.

19                   **RESPONSE:**

20                   **REQUEST NO. 46:**

21                   All documents that reflect any written or recorded statement you obtained from any person  
22                   concerning any of the events or allegations discussed in your Complaint.

23                   **RESPONSE:**

24                   **REQUEST NO. 47:**

25                   All documents that reflect or constitute any communication you have ever had with any of  
26                   your physicians or surgeons concerning the decision to prescribe the pain pumps, the use of the

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1 pain pumps, your shoulder surgeries, and any communications concerning any of the injuries or  
2 damages alleged in your Complaint, including any future treatment.

3 **RESPONSE:**

4 **REQUEST NO. 48:**

5 All documents that refer to any agreement, including but not limited to covenants not to  
6 enforce judgment, “Mary Carter” agreements, loan agreements and tolling agreements, between  
7 or among you and any other person (including any of your physicians) or entity as it is related to  
8 any of the events alleged in your Complaint, whether or not a party to this lawsuit.

9 **RESPONSE:**

10 **REQUEST NO. 49:**

11 All documents including but not limited to receipts, invoices, statements, bills or other  
12 written memoranda memorializing or otherwise evidencing any out of pocket costs or expenses,  
13 other than medical bills that you have incurred as a result of injuries allegedly caused by your use  
14 of pain pumps.

15 **RESPONSE:**

16 **REQUEST NO. 50:**

17 All documents that reflect or constitute any and all divorce decrees or separation papers  
18 terminating any of your marriages.

19 **RESPONSE:**

20 **REQUEST NO. 51:**

21 All documents that reflect or constitute any and all marriage certificates for all of your  
22 marriages.

23 **RESPONSE:**

24 **REQUEST NO. 52:**

25 All documents that relate or pertain to any membership you have had, at any time, at a gym,  
26 country club and/or health fitness club.

27 **RESPONSE:**

1 **REQUEST NO. 53:**

2 All documents reflecting any research, including internet research and web surfing, you  
3 performed regarding pain pumps.

4 **RESPONSE:**

5 **REQUEST NO. 54:**

6 All documents, including but not limited to any documents created by third parties, regarding  
7 any of the facts or allegations made in your Complaint.

8 **RESPONSE:**

9 **REQUEST NO. 55:**

10 All electronically stored information, including all email and content stored on shared  
11 networking websites, that is responsive to any prior request (though such information is within the  
12 definition of “document”).

13 **RESPONSE:**

14 **REQUEST NO. 56:**

15 All electronically stored information, including all email and content stored on shared  
16 networking websites, not otherwise responsive to any prior request that relates or pertains to any  
17 of the allegations set forth in your Complaint.

18 **RESPONSE:**

19 **REQUEST NO. 57:**

20 All documents that support each failure to warn on the part of Stryker that you contend  
21 proximately caused injury to you, as alleged in your Complaint.

22 **RESPONSE:**

23 **REQUEST NO. 58:**

24 All documents that reflect each side effect, risk, and defective nature of pain pumps, as  
25 alleged in your Complaint, of which you contend Stryker to have been aware at the time of your  
26 2006 pain pump surgery.

27 **RESPONSE:**

## REQUEST NO. 59:

All documents you sent or received, either from Stryker or any other source, concerning pain pumps at any time.

## RESPONSE:

**REQUEST NO. 60:**

All documents, to the extent not previously produced, which were identified or relied on in any of your answers or responses to the First Set of Interrogatories, served concurrently herewith.

## RESPONSE:

DATED: March 26, 2019

By: Vaughn A. Crawford  
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*Attorney for Defendants Stryker Corporation  
and Stryker Sales Corporation*

**CERTIFICATE OF SERVICE**

I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen (18) years, and I am not a party to, nor interested in, this action. On March 26, 2019, I caused to be served a true and correct copy of the foregoing **FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS BY DEFENDANTS STRYKER CORPORATION AND STRYKER SALES CORPORATION TO PLAINTIFF RYAN CLARIDGE** by the method indicated below and addressed as follows:

**BY FEDERAL EXPRESS:** By placing the document(s) listed above in a sealed envelope with postage thereon fully prepaid, and placing it for collection and mailing in a Federal Express receptacle at Los Angeles, California, for guaranteed delivery on the following business day, addressed as set forth below.

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*Attorneys for Defendant*  
*I-Flow, LLC*

DATED this 26th day of March, 2019.

Diane Hashimoto

Diane Hashimoto  
An employee of Mintz Levin Cohn Ferris  
Glovsky and Popeo, P.C.

**CERTIFICATE OF SERVICE**

I, the undersigned, declare under penalty of perjury, that I am over the age of eighteen (18) years, and I am not a party to, nor interested in, this action. On August 16, 2019, I caused a true and correct copy of the foregoing document described as:

**DECLARATION OF CHRISTOPHER P. NORTON IN SUPPORT OF DEFENDANTS' REPLY TO PLAINTIFF'S OPPOSITION TO DEFENDANTS' JOINT MOTION TO AMEND THE SCHEDULING ORDER [DKT. NO. 60]**

to be served on all parties as follows:

**BY ELECTRONIC SUBMISSION:** submitted to the above-entitled Court for electronic filing and service upon the Court's Service List for the above-referenced case.

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*Attorneys for Defendant I-Flow, LLC*

*Attorneys for Defendant I-Flow, LLC*

Executed on August 16, 2019, at Los Angeles, California.

Diane Hashimoto

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An Employee of Mintz Levin Cohn Ferris Glovsky and Popeo, P.C.